IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.9805 OF 2004

Ramkrishna Mangilal Dalya ..Petitioner.

Vs.

Maheshkant M. Makawana & Ors. ..Respondents.

....

Mr.P.R.Arjunwadkar for the Petitioner.

CORAM : DR.D.Y.CHANDRACHUD, J.

12th April, 2005.

P.C. :

Having regard to the amended provisions of Order 6 Rule 17 of the Code of Civil Procedure, 1908, the application for the amendment of the plaint has been dismissed. The interference of the Court under Article 227 is not called for since it would be open to the Plaintiffs to challenge the final decree and order of the Trial Court, should it become necessary to do so on all counts. The Petition is rejected.